

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

ALVIN SMART,

Petitioner,

v.

KELLY HARRINGTON, Acting Warden,

Respondent.

No. C 09-03127 CW (PR)

ORDER GRANTING REQUEST FOR
SECOND EXTENSION OF TIME FOR
PETITIONER TO FILE TRAVERSE

Petitioner, a state prisoner, filed a pro se petition for a writ of habeas corpus. The Court directed Respondent to file an answer to the petition and granted Petitioner leave to file a traverse. Respondent has filed an answer. Petitioner now moves for a second extension of time to file a traverse. Good cause appearing, the request is GRANTED. Petitioner shall file a traverse on or before December 17, 2010. If he does not, the matter will be deemed submitted and decided on the papers.

IT IS SO ORDERED.

Dated: 10/19/2010



CLAUDIA WILKEN
UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

ALVIN SMART,

Plaintiff,

v.

KELLY HARRINGTON et al,

Defendant.

Case Number: CV09-03127 CW

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on October 19, 2010, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Alvin Smart F-17093
Correctional Training Facility
Central Infriming, #213
Hwy 101 North
P.O. Box 686
Soledad, CA 93960-0686

Dated: October 19, 2010

Richard W. Wieking, Clerk
By: Nikki Riley, Deputy Clerk

United States District Court
For the Northern District of California